

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: MUDERLAK

Appln. No.: 10/032,442

Filed: December 21, 2001

For: AUTOMATIC FLUSH VALVE
ACTUATION APPARATUS

Attorney Docket No: 11758/189

Examiner: Eric S. Keasel

Art Unit: 3754

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(c), Applicants hereby cite the following reference(s):

No.	Date of Publication	Patentee/Applicant/Assignee
1,114,398	10/20/1914	Sloan
2,007,652	7/9/1935	Kocour
2,355,742	9/21/1942	Morehouse
3,462,769	8/26/1969	Ichimori et al.
3,695,288	10/3/1972	Billeter et al.
3,778,023	12/11/1973	Billeter
3,912,219	10/14/1975	Weinstein
4,202,525	5/13/1980	Govaer et al.
4,423,878	1/3/1984	Escue
4,667,350	5/26/1987	Ikenaga et al.
4,883,254	11/28/1989	Whiteside
4,886,207	12/12/1989	Lee et al.
5,261,633	11/16/1993	Mastro
5,295,655	3/22/1994	Wilson et al.
5,415,374	5/16/1995	Carroll et al.
5,431,181	7/11/1995	Saadi et al.
5,476,244	12/19/1995	Carroll et al.
5,505,427	4/9/1996	Whiteside
5,647,563	7/15/1997	Gartner et al.
5,730,415	3/24/1998	Gronwick
5,881,993	3/16/1999	Wilson et al.
5,887,848	3/30/1999	Wilson
6,056,261	5/2/2000	Aparicio et al.
6,105,926	8/22/2000	Oliver et al.

BRINKS
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& LIONE

6,260,576 B1	7/17/2001	Allen
6,299,127 B1	10/9/2001	Wilson
6,382,586 B1	5/7/2002	Wilson et al.
6,408,873 B1	6/25/2002	Hall et al.


Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R §1.98(a)(3). Applicants respectfully request the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

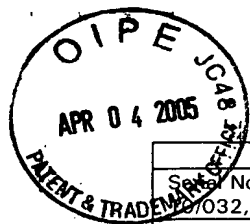
By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicants have calculated a processing fee in the amount of \$180.00 to be due under 37 C.F.R. §1.17(p) in connection with the filing of this Statement. Applicants have enclosed a check covering this fee, or authorized charging the fee to a deposit account or credit card, as indicated in the Transmittal accompanying this Statement.

Respectfully submitted,

April 1, 2005
Date


Adam D. Airhart (Reg. No.51,387)



TRANSMITTAL LETTER			Case No. 11758/189
Serial No. 20/032,442	Filing Date December 21, 2001	Examiner Eric S. Keasel	Group Art Unit 3754
Inventor(s) Kenneth J. Muderlak			
Title of Invention Automatic Flush Valve Actuation Apparatus			

TO THE COMMISSIONER FOR PATENTS


Transmitted herewith is Transmittal Letter (in duplicate), Second Supplemental Information Disclosure Statement (in duplicate), Form PTO-1449, Check for \$180, and Return Postcard.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☒ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a _____ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

					Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$9 =			x \$18 =	
Indep.		Minus			x 43 =			x \$86 =	
First Presentation of Multiple Dep. Claim					+ \$145 =			+ \$290 =	
					Total add'l fee	\$		Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$_____. A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of \$180 to cover the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


Adam D. Airhart
Registration No. 51,387
Attorney for Applicant
Customer No. 00757 Brinks Hofer Gilson & Lione

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 1, 2005.

Date: April 1, 2005

Signature: 



FORM PTO-1	SERIAL NO. 10/032,442	CASE NO. 11758/189
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE December 21, 2001	GROUP ART UNIT 3754
(use several sheets if necessary)		APPLICANT(S): Muderlak

REFERENCE DESIGNATION
U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	1,114,398	10/20/1914	Sloan		
	A2	2,007,652	7/9/1935	Kocour		
	A3	2,355,742	9/21/1942	Morehouse		
	A4	3,462,769	8/26/1969	Ichimori et al.		
	A5	3,695,288	10/3/1972	Billeter et al.		
	A6	3,778,023	12/11/1973	Billeter		
	A7	3,912,219	10/14/1975	Weinstein		
	A8	4,202,525	5/13/1980	Govaer et al.		
	A9	4,423,878	1/3/1984	Escue		
	A10	4,667,350	5/26/1987	Ikenaga et al.		
	A11	4,883,254	11/28/1989	Whiteside		
	A12	4,886,207	12/12/1989	Lee et al.		
	A13	5,261,633	11/16/1993	Mastro		
	A14	5,295,655	3/22/1994	Wilson et al.		
	A15	5,415,374	5/16/1995	Carroll et al.		
	A16	5,431,181	7/11/1995	Saadi et al.		
	A17	5,476,244	12/19/1995	Carroll et al.		
	A18	5,505,427	4/9/1996	Whiteside		
	A19	5,647,563	7/15/1997	Gartner et al.		
	A20	5,730,415	3/24/1998	Gronwick		
	A21	5,881,993	3/16/1999	Wilson et al.		
	A22	5,887,848	3/30/1999	Wilson		
	A23	6,056,261	5/2/2000	Aparicio et al.		
	A24	6,105,926	8/22/2000	Oliver et al.		
	A25	6,260,576 B1	7/17/2001	Allen		
	A26	6,299,127 B1	10/9/2001	Wilson		
	A27	6,382,586 B1	5/7/2002	Wilson et al.		
	A28	6,408,873 B1	6/25/2002	Hall et al.		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.